

04-30-01

#3 Vector

**WORKMAN  
NYDEGGER  
& SEELEY**

ATTORNEYS AT LAW

A PROFESSIONAL CORPORATION

1000 EAGLE GATE TOWER

50 EAST SOUTH TEMPLE

SALT LAKE CITY, UTAH 84111

TELEPHONE (801) 533-9800

FACSIMILE (801) 328-1707

RICK D. NYDEGGER  
DAVID O. SEELEY  
BRENT P. LORIMER  
THOMAS R. VUKSINICK  
LARRY R. LAYCOCK  
JONATHAN W. RICHARDS  
DAVID R. WRIGHT  
JOHN C. STRINGHAM  
BRADLEY K. DESANDRO  
JOHN M. GUYNN  
CHARLES L. ROBERTS  
GREGORY M. TAYLOR  
DANA L. TANGREN  
KEVIN B. LAURENCE  
ERIC L. MASCHOFF  
CHARLES J. VEVERKA  
ROBYN L. PHILLIPS  
RICHARD C. GILMORE†  
DAVID B. DELLENBACH  
KEVIN K. JOHANSON  
L. DAVID GRIFFIN

R. BURNS ISRAELSEN  
DAVID R. TODD  
FRASER D. ROY  
CARL T. REED  
JESÚS JUANÓS I TIMONEDA, Ph.D.  
R. PARRISH FREEMAN, JR.  
PETER F. MALEN, JR.  
ADRIAN J. LEE  
DAVID B. TINGEY  
L. REX SEARS, Ph.D.  
ERIC M. KAMERATH  
ROBERT E. AYCOCK  
JENS C. JENKINS  
KEVIN W. STINGER  
WILLIAM J. ATHAY

† ADMITTED ONLY IN CALIFORNIA

H. ROSS WORKMAN  
OF COUNSEL

PATENT  
TRADEMARK  
COPYRIGHT

TRADE SECRETS  
UNFAIR COMPETITION  
LICENSING  
COMPLEX LITIGATION

MAILING ADDRESS:

P.O. BOX 45862

SALT LAKE CITY, UT 84145

INTERNET

HOME PAGE: <http://www.wnspat.com>

GENERAL E-MAIL: [info@wnspat.com](mailto:info@wnspat.com)

EXPRESS MAIL LABEL NO.: EK 327 849 540 US

PATENT APPLICATION

Docket: 14531.93

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Ruston Panabaker

Serial No:

09/734,973

Filed:

December 11, 2000

Confirmation No.:

4645

For:

INTERACTIVE TELEVISION SCHEMA

)  
)  
)  
) Art Unit  
) 2613  
)  
)  
)  
)  
)  
)

RESPONSE TO NOTICE TO FILE MISSING  
PARTS OF APPLICATION

Box: Missing Parts  
Assistant Commissioner for Patents  
Washington, D. C. 20231

Sir:

In response to the Notice to File Missing Parts of Application mailed February 27, 2001, please find enclosed herewith the following items for filing in the United States Patent and Trademark Office in connection with the above-identified patent application:

- (1) a Declaration, Power of Attorney, and Petition executed by the inventors Ruston Panabaker;
- (2) an Assignment from the inventor Ruston Panabaker. to WebTV Networks, Inc.;
- (3) a copy of the Notice to File Missing Parts of Application - Filing Date Granted;
- (4) Check No. 120164 in the amount of \$1,462.00 to cover the filing fee for the above-identified application, the recordation fee for the enclosed patent assignment, and the surcharge fee pursuant to 37 C.F.R. § 1.16(e). These fees have been calculated as follows:

Basic filing fee for a large entity	=	\$710.00
Fee for independent claims (6 - 3 x \$80)	=	\$240.00
Fee for total claims (39 - 20 x \$18)	=	\$342.00
Assignment recordation fee	=	\$40.00
Surcharge fee	=	\$130.00
TOTAL	=	\$1,462.00

Please debit any additional fees, or credit any overpayment, to Deposit Account No. 23-3178. Triplicate copies of this sheet are enclosed.

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or to credit any overpayment to Deposit Account No. 23-3178. Copies of this sheet are enclosed in triplicate.

X Any additional filing fees required under 37 C.F.R. § 1.16.

X Any patent application processing fees under 37 C.F.R. § 1.17.

The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 23-3178. Copies of this sheet are enclosed in triplicate.

X Any patent application processing fees under 37 C.F.R. § 1.17.

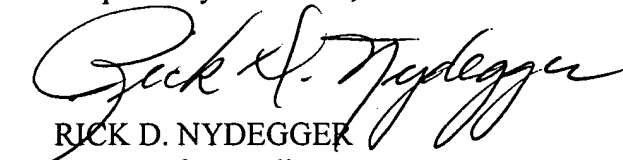
— The issue fee set in 37 C.F.R. § 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).

X Any filing fees under 37 C.F.R. § 1.16 for presentation of extra claims.

Please address all future correspondence in connection with this case to the attention of the undersigned.

Dated this 27 day of APRIL, 2001.

Respectfully submitted,

  
RICK D. NYDEGGER  
Attorney for Applicant  
Registration No. 28,651



**022913**

PATENT TRADEMARK OFFICE

RDN:jjj

Enclosures

G:\DATA\WPDOCSRN\WEBTV\OTHERDOC\0307 mp trx 93.doc

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**Docket No.  
14531.93

Applicant(s): Ruston Panabaker

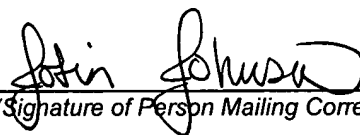
Serial No.  
09/734,973Filing Date  
December 11, 2000Confirmation No.  
4645Examiner  
unknownGroup Art Unit  
2613

Invention: INTERACTIVE TELEVISION SCHEMA

I hereby certify that the Response to Notice to File Missing Parts of Application (in triplicate); Declaration, Power of Attorney and Petition (2 pgs); PTO-1595 Recordation Cover Sheet and Assignment (3 pgs); Copy of Notice to File Missing Parts *Filing Date Granted* (1 pg); Check No. 120164 in the amount of \$1,462.00; and postcard are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Box Missing Parts, The Assistant Commissioner for Patents, Washington, DC 20231 on April 27, 2001.

JOLIN JOHNSON

---

*(Typed or Printed Name of Person Mailing Correspondence)*

---

*(Signature of Person Mailing Correspondence)*

EK 327 849 540 US

---

*("Express Mail" Mailing Label Number)*

43



UNITED STATES PATENT AND TRADEMARK OFFICE

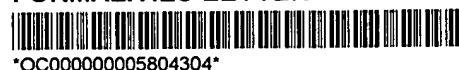
COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/734,973	12/11/2000	Ruston Panabaker	14531.93

CONFIRMATION NO. 4645

022913  
WORKMAN NYDEGGER & SEELEY  
1000 EAGLE GATE TOWER  
60 EAST SOUTH TEMPLE  
SALT LAKE CITY, UT 84111

FORMALITIES LETTER



\*OC000000005804304\*

Date Mailed: 02/27/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$582.
  - \$342 for 19 total claims over 20.
  - \$240 for 3 independent claims over 3 .
- The oath or declaration is missing.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1422.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

05/03/2001 BNGUYEN1 00000005 09734973  
01 FC:101 710.00 \$  
02 FC:102 240.00 \$  
03 FC:103 342.00 \$  
04 FC:105 130.00 \$